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**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

The Minutes

December 3, 2001

- C037919 THE PEOPLE v. CARRUTH, JR. (Not for Publication)**
C037920 The judgment is affirmed. The trial court is directed to prepare and send to the Department of Corrections a corrected abstract of judgment which reflects the court's imposition of three separate \$400 restitution fines pursuant to Penal Code section 1202.4(b) and three separate \$400 restitution fines pursuant to Penal Code section 1202.45, the latter fines suspended unless parole is revoked.
DAVIS, Acting P.J.
We concur: Nicholson, J.
Morrison, J.
- C038369 THE PEOPLE v. PETERSON (Not for Publication)**
The judgment is affirmed.
SCOTLAND, P.J.
We concur: Davis, J.
Raye, J.
- C038763 THE PEOPLE v. WILLHOITE (Not for Publication)**
The judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment showing that defendant's credits are calculated pursuant to section 2933.1, and to forward a certified copy thereof to the Department of Corrections.
SCOTLAND, P.J.
We concur: Davis, J.
Raye, J.
- C030954 COWARD v. THE NEW ENGLAND LIFE INSURANCE CO. et al. (Not for Publication)**
The judgment is affirmed.
NICHOLSON, J.
We concur: Davis, Acting P.J.
Callahan, J.

December 4, 2001

- C035548 YIM v. WAL-MART STORES, INC. (Not for Publication)**
The judgment is affirmed. Respondent shall recover its costs on appeal.
NICHOLSON, J.
We concur: Blease, Acting P.J.
Raye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

December 4, 2001, continued

C037611 ENGLISH v. IKON BUSINESS SOLUTIONS, INC. (Certified for Publication)

The judgment is affirmed. (CERTIFIED FOR PUBLICATION.)

NICHOLSON, J.

We concur: Blease, Acting P.J.
 Sims, J.

**C039186 FELICIA H. v. SUPERIOR COURT OF SAN JOAQUIN COUNTY and HUMAN
SERVICES AGENCY OF SAN JOAQUIN COUTNY et al. (Not for Publication)**

The petition and request for stay are denied.

SIMS, Acting P.J.

We concur: Raye, J.
 Callahan, J.

December 5, 2001

C036124 PEARSON v. STONE (Not for Publication)

The judgment is affirmed. The parties shall bear their own costs on appeal.

SIMS, J.

We concur: Blease, Acting P.J.
 Nicholson, J.

C038327 Estate of PEROVITZ, Deceased. (Not for Publication)

The judgment is affirmed. Respondent shall recover her costs on appeal.

DAVIS, J.

We concur: Scotland, P.J.
 Nicholson, J.

December 6, 2001

C032060 THE PEOPLE v. DIBBLE (Not for Publication)

The judgment is affirmed.

HULL, J.

We concur: Raye, Acting P.J.
 Kolkey, J.

C034558 THE PEOPLE v. SALES (Not for Publication)

The conviction for perjury (count 2) is reversed. The trial court is directed to prepare a new order granting probation, reflecting reversal of count 2. In all other respects, the judgment (order granting probation) is affirmed. The restitution order is also affirmed.

HULL, J.

We concur: Blease, Acting P.J.
 Raye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

December 6, 2001, continued

- C035766 THE PEOPLE v. LIPSCOMB (Not for Publication)**
Defendant's conviction for receiving stolen property is reversed. In all other respects, we affirm the judgment.
RAYE, J.
We concur: Davis, Acting P.J.
Morrison, J.
- C036387 THE PEOPLE v. CARR III (Not for Publication)**
The judgment is affirmed. However, we direct the trial court to prepare a corrected abstract of judgment to reflect that the 10-year enhancements were imposed pursuant to Penal Code section 12022.53, subdivision (b). We further direct the trial court to deliver a certified copy of the corrected abstract to the Department of Corrections.
RAYE, J.
We concur: Blease, Acting P.J.
Nicholson, J.
- C037304 THE PEOPLE v. MORALES (Not for Publication)**
The judgment is affirmed.
SCOTLAND, P.J.
We concur: Callahan, J.
Hull, J.
- C037496 THE PEOPLE v. COWART (Not for Publication)**
The judgment is affirmed.
HULL, J.
We concur: Blease, Acting P.J.
Callahan, J.
- C037409 In re CHRISTOPHER K.; TEHAMA COUNTY DEPARTMENT OF SOCIAL SERVICES v. MICHELLE K. (Not for Publication)**
The order providing for appellant's visitation with the minor is vacated. The matter is remanded to the juvenile court for entry of a new visitation order. In all other respects, the orders of the juvenile court are affirmed.
SIMS, J.
We concur: Blease, Acting P.J.
Nicholson, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

December 6, 2001, continued

C038959 In re B.S., et al.; SUTTER COUNTY DEPARTMENT OF HUMAN SERVICES v. J.S. (Not for Publication)

The order terminating parental rights as to B. is reversed. The matter is remanded to the juvenile court for a new hearing pursuant to section 366.26 in accordance with this opinion. Upon remand, the juvenile court may consider circumstances that have evolved since the initial section 366.26 hearing in determining whether there is clear and convincing evidence that B. is likely to be adopted within a reasonable time.

HULL, J.

We concur: Sims, Acting P.J.
 Davis, J.

December 7, 2001

C029779 THE PEOPLE v. OLSON (Not for Publication)

The judgment is affirmed.

SIMS, J.

We concur: Scotland, P.J.
 Morrison, J.

C037881 BONIFIELD v. COUNTY OF NEVADA et al. (Certified for Publication)

The judgment is affirmed. Defendants shall recover their costs on appeal. (Cal. Rules of Court, rule 26(a).)

SCOTLAND, P.J.

We concur: Raye, J.
 Morrison, J.

C034382 In re CHRISTOPHER E.; THE PEOPLE v. CHRISTOPHER E. (Not for Publication)

The finding that the minor violated section 136.1, subdivision (a)(1) is modified to the finding the minor violated subdivision (a)(2) of that section. As modified, the juvenile court's order is affirmed. The juvenile court is directed to amend its records accordingly and forward a copy thereof to the probation officer.

BLEASE, J.

We concur: Scotland, P.J.
 Hull, J.